

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

KELLY P. GRIFFITH,

CASE NO. 2:08-cv-1032

Petitioner,

v.

JUDGE SMITH

ROBIN KNAB, WARDEN
Chillicothe Correctional Institution,

Respondent

OPINION AND ORDER

On April 26, 2010, the Magistrate Judge issued a *Report and Recommendation* recommending that the instant petition for a writ of habeas corpus pursuant to 28 U.S.C. §2254 be dismissed. Although the parties were advised of the right to object to the Magistrate Judge's *Report and Recommendation*, and of the consequences of failing to do so, no objections have been filed.

The *Report and Recommendation* is **ADOPTED** and **AFFIRMED**. This action is hereby **DISMISSED**.

IT IS SO ORDERED.

_____\s\ George C. Smith
GEORGE C. SMITH
United States District Judge